

Summons - Alias Summons

(12/31/15) CCG N001

## IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

MARGARET JANE CAMPOS

v.

COOK COUNTY STATE'S ATTORNEY'S OFFICE:  
COOK COUNTYNo. 2018-L-002499

Defendant Address:

COOK COUNTY STATE'S ATTORNEY'S OFFICE  
500 RICHARD J. DALEY CENTER  
50 WEST WASHINGTON  
CHICAGO, IL 606022018 MAR 23 AM 11:31  
STATE'S ATTORNEY'S OFFICE☒ SUMMONS ☐ ALIAS - SUMMONS

To each defendant:

YOU ARE SUMMONED and required to file an answer to the complaint in this case, a copy of which is hereto attached, or otherwise file your appearance, and pay the required fee, in the Office of the Clerk of this Court at the following location:

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Richard J. Daley Center, 50 W. Washington, Room 801, Chicago, Illinois 60602 |  |  |
| <input type="checkbox"/> District 2 - Skokie<br>5600 Old Orchard Rd.<br>Skokie, IL 60077                         | <input type="checkbox"/> District 3 - Rolling Meadows<br>2121 Euclid 1500<br>Rolling Meadows, IL 60008 | <input type="checkbox"/> District 4 - Maywood<br>Maybrook Ave.<br>Maywood, IL 60153              |
| <input type="checkbox"/> District 5 - Bridgeview<br>10220 S. 76th Ave.<br>Bridgeview, IL 60455                   | <input type="checkbox"/> District 6 - Markham<br>16501 S. Kedzie Pkwy.<br>Markham, IL 60428            | <input type="checkbox"/> Richard J. Daley Center<br>50 W. Washington, LL-01<br>Chicago, IL 60602 |

You must file within 30 days after service of this Summons, not counting the day of service.

IF YOU FAIL TO DO SO, A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE RELIEF REQUESTED IN THE COMPLAINT.

To the officer:

This Summons must be returned by the officer or other person to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this Summons shall be returned so endorsed. This Summons may not be served later than thirty (30) days after its date.

☒ Atty. No.: 59135Name: LEONARD MEYER LLPAtty. for: MARGARET JANE CAMPOSAddress: 120 N LASALLE 2000City/State/Zip Code: CHICAGO, IL 60602Telephone: (312) 380-6634Primary Email Address: ewhite@leonardmeyerllp.comSecondary Email Address(es):  
  

Witness:

Thursday, 08 March 2018/s/ DOROTHY BROWN

DOROTHY BROWN, Clerk of Court



Date of Service: \_\_\_\_\_

(To be inserted by officer on copy left with Defendant or other person)

\*\*Service by Facsimile Transmission will be accepted at:

(Area Code) (Facsimile Telephone Number)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

## IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

MARGARET JANE CAMPOS

v.

COOK COUNTY STATE'S ATTORNEY'S OFFICE:  
COOK COUNTYNo. 2018-L-002499Defendant Address:  
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Witness:

Thursday, 08 DOROTHY BROWN  
CLERK OF THE CIRCUIT COURT/s/ DOROTHY BROWN

DOROTHY BROWN, Clerk of Court

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DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

## Law DIVISION

### Litigant List

Printed on 03/08/2018

Case Number: 2018-L-002499

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### Plaintiffs

Plaintiffs Name	Plaintiffs Address	State	Zip	Unit #
MARGARET JANE CAMPOS				

Total Plaintiffs: 1

### Defendants

Defendant Name	Defendant Address	State	Zip	Unit #	Service By
COOK COUNTY STATE'S ATTORNEY'S OFFICE	500 RICHARD J. DALEY CENTER CHICAGO,	IL	60602	50 WEST	Sheriff-Clerk
COOK COUNTY	500 RICHARD J. DALEY CENTER CHICAGO,	IL	60602	50 WEST	Sheriff-Clerk

Total Defendants: 2

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CALENDAR: W  
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CIRCUIT COURT OF  
COOK COUNTY, ILLINOIS  
LAW DIVISION  
CLERK DOROTHY BROWN

IN THE CIRCUIT COURT OF COOK COUNTY,  
COUNTY DEPARTMENT, LAW DIVISION

**MARGARET JANE CAMPOS,**

**Plaintiff,**

**v.**

**COOK COUNTY STATE'S  
ATTORNEY'S OFFICE and COOK  
COUNTY, ILLINOIS**

**Defendants.**

**Case No., \_\_\_\_\_**

**Judge \_\_\_\_\_**

**COMPLAINT**

Plaintiff, Margaret Campos ("Ms. Campos"), by and through her undersigned counsel, alleges and states as follows as her Complaint against Defendants, COOK COUNTY STATE'S ATTORNEY'S OFFICE (the "OFFICE"), and COOK COUNTY, ILLINOIS (the "COUNTY"):

**THE PARTIES**

1. Plaintiff, Ms. Campos, is a citizen and resident of the State of Illinois and of this County. At all relevant times, Ms. Campos was employed by the OFFICE and the COUNTY.
2. At all relevant times, the OFFICE did business, and regularly and continuously transacted business in the State of Illinois and in this County. At all relevant times, the OFFICE and the COUNTY were the employer of Ms. Campos.
3. At all relevant times, the COUNTY is a county in this judicial district that operates and maintains the OFFICE.

**JURISDICTION & VENUE**

4. The Court has jurisdiction over this matter, and venue is proper because Defendants were at all relevant times doing and transacting business in this County, including by way of employing Ms. Campos, and the events and omissions giving rise to Ms. Campos's claims all occurred in this County – and arose out of Ms. Campos's employment with the Defendants.

**BACKGROUND FACTS**

5. At all relevant times, Ms. Campos was employed by the OFFICE as an Assistant State's Attorney in the Criminal Trial Division.

6. At all relevant times, Ms. Campos met and/or exceeded the OFFICE's legitimate performance expectations.

7. On or about May 10 or May 11, 2017, Ms. Campos requested leave under the Family and Medical Leave Act ("FMLA") from the OFFICE because of her father's "serious health condition," as defined by the FMLA, including but not limited to his upcoming out-of-State surgery. *See* 29 C.F.R. 825.113 (defining "serious health condition").

8. On or about the following Monday, the OFFICE, through one of its duly authorized human resource employee representatives, told Ms. Campos during a telephone call that the OFFICE would provide her with approved FMLA leave.

9. That employee of the OFFICE further instructed Ms. Campos to fax or otherwise provide the OFFICE with documentation verifying Ms. Campos's father's serious health condition.

10. Ms. Campos complied with that request by faxing such documentation to the OFFICE.

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11. The OFFICE did not request or require Ms. Campos to fill out or submit any other documentation or paperwork.

12. Accordingly, pursuant to her approved leave, Ms. Campos was off work until on or about June 5, 2017.

13. Ms. Campos subsequently learned that her superiors were furious that she had missed work, and that in particular she had missed making a presentation during her leave.

14. On or about July 14, 2017, the OFFICE terminated Ms. Campos's employment, effective August 1, 2017, because she took FMLA time off and in retaliation for taking such leave.

### **LEGAL CLAIMS**

#### **COUNT I - VIOLATIONS OF THE FMLA (Against Defendant COOK COUNTY STATE'S ATTORNEY'S OFFICE)**

15. Ms. Campos incorporates by reference, as though fully set forth herein, Paragraphs 1 through 14 above as Paragraph 15 of Count I of her Complaint.

16. At all relevant times, Ms. Campos was an "eligible employee" of the OFFICE within the meaning of the Family and Medical Leave Act ("FMLA"), 29 U.S.C. § 2601, *et. seq.*, and a "person" subject to the FMLA's coverage.

17. At all relevant times, the OFFICE was an "employer" within the meaning of the FMLA. *Id.*

18. The FMLA forbids an employer from discriminating or retaliating against an employee because of his or her assertion of her rights under the FMLA.

19. The OFFICE terminated Ms. Campos's employment because she took FMLA time off and in retaliation for taking such leave.

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20. In so doing, the OFFICE acted intentionally, willfully, and wantonly, and with intentional disregard for Ms. Campos's rights and the law.

21. As a direct and proximate result of the OFFICE's discriminatory and retaliatory actions in violation of the FMLA, Ms. Campos has suffered damages, including but not limited to: loss of wages, loss of benefits, and emotional distress.

**WHEREFORE**, Plaintiff, Ms. Campos, by and through her undersigned counsel, respectfully prays for the entry of judgment in her favor and against the Defendant COOK COUNTY STATE'S ATTORNEY'S OFFICE on Count I of her Complaint, in an amount in excess of \$50,000 and to be more fully proven through discovery and trial, for all compensatory damages that she is allowed to recover under the FMLA, for liquidated damages as allowed under the FMLA, for reinstatement, for emotional distress damages, punitive damages, interest, and for all other relief that she is entitled to recover under the FMLA, and for all such other and further relief as is appropriate under the circumstances.

**COUNT II - INDEMNIFICATION  
(Against Defendant COOK COUNTY)**

22. Ms. Campos incorporates by reference, as though fully set forth herein, Paragraphs 1 through 15 above as Paragraph 22 of Count II of her Complaint.

23. Defendant COOK COUNTY STATE'S ATTORNEY'S OFFICE is liable for violating Plaintiff's FMLA rights.

24. Pursuant to 745 ILCS 10/9-102, COOK COUNTY must indemnify any judgment against Defendant COOK COUNTY STATE'S ATTORNEY'S OFFICE.

**WHEREFORE**, Plaintiff, Ms. Campos, by and through her undersigned counsel, respectfully prays for the entry of judgment in her favor and against the Defendant COOK COUNTY on Count II of her Complaint, in an amount in excess of \$50,000 and to be more fully

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proven through discovery and trial, for all compensatory damages that she is allowed to recover under the FMLA, for liquidated damages as allowed under the FMLA, for reinstatement, for emotional distress damages, punitive damages, interest, and for all other relief that she is entitled to recover under the FMLA, and for all such other and further relief as is appropriate under the circumstances.

**RESPECTFULLY SUBMITTED,**

**By: s/Michael I. Leonard**  
**Counsel for Plaintiff**

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